



Atty. Dkt. No. 016886-0190

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Toru YOSHIHARA et al.
Title: EXCHANGE EQUIPMENT
Appl. No.: 10/762,577
Filing Date: 1/23/2004
Examiner: Creighton H. SMITH
Art Unit: 2614
Confirmation Number: 3026

**LETTER
(UNDER A GENERAL OBLIGATION
OF CANDOR AND GOOD FAITH
IN PRACTICE BEFORE THE OFFICE)**

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

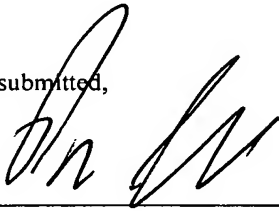
Sir:

Applicants hereby respectfully request that the Patent Office recalculate the Patent Term Adjustment. It is believed that the Patent Term Adjustment to date should be 942 days. This letter is being filed consistent with the general obligation of candor and good faith in practice before the Office and pursuant to the PTO's response to Comment 43 of the Final Rule RIN 0651-AB06 published in the Federal Register, Vol. 65, No. 181, on September 18, 2000, which states as follows:

"In order to comply with this duty and where the correct adjustment is thought to be less than indicated by the Office, an application for term adjustment under § 1.705(b) need not be filed. Instead, a letter could be filed with the issue fee payment, indicating that the term adjustment is thought to be longer than appropriate."

Respectfully submitted,

By


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Date July 14, 2008

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